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**UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF CALIFORNIA**

JANNA LEE TESKE,	)	Case No.: 2:25-cv-01480-JDP
	)	
Plaintiff,	)	STIPULATION AND <del>PROPOSED</del> ORDER
	)	FOR AN EXTENSION OF TIME
vs.	)	
	)	
Commissioner of Social Security,	)	
	)	
Defendant.	)	
	)	

Pending the Court's approval, IT IS HEREBY STIPULATED, by and between the parties, through their respective counsel of record, that the time for Defendant to respond to Plaintiff's Motion for Summary Judgment be extended thirty (30) days from October 23, 2025, up to and including November 24, 2025. This is Defendant's second request for an extension.

At the end of the day on September 30, 2025, the appropriations that have been funding the Department of Justice expired and appropriations to the Department lapsed. The same is true for most Executive agencies, including federal defendant Social Security Administration (SSA). It is not clear when funding will be restored by Congress.

1 In the absence of either a Fiscal Year 2026 appropriation or a continuing resolution to  
2 continue the ongoing operations of the Social Security Administration (SSA), no further  
3 financial obligations may be incurred by SSA, except for that work which, as defined by law, is  
4 excepted from the limitations of Anti-Deficiency Act (ADA). See 31 U.S.C. §§ 1341–1342.

5 Effective Monday, October 20, 2025, the Social Security Administration has determined  
6 that undersigned counsel and colleagues within her office may perform work on Social Security  
7 cases arising under 42 U.S.C. § 405(g) during the current lapse in appropriations as excepted  
8 work.

9 Although the undersigned counsel is permitted to work on Social Security cases arising  
10 under 42 U.S.C. § 405(g) as of October 20, 2025, undersigned counsel has many pressing  
11 deadlines resulting from the lapse in funding.

12 Undersigned counsel therefore requests an extension of time for 30 days.

13 The parties further stipulate that the Court’s Scheduling Order shall be modified  
14 accordingly. The parties further stipulate that the Court’s Scheduling Order shall be modified  
15 accordingly.

16  
17 Respectfully submitted,

18 Dated: October 28, 2025

/s/ Francesco Benavides\*  
(\*as authorized via e-mail on October 28, 2025)  
FRANCESCO BENAVIDES  
Attorney for Plaintiff

19  
20  
21  
22 Dated: October 28, 2025

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MATHEW W. PILE  
Head of Program Litigation 1  
Social Security Administration


23  
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25  
26 By: /s/ Erin Jurrens  
ERIN JURRENS  
Special Assistant U.S. Attorney  
27  
28 Attorneys for Defendant

**ORDER**

Pursuant to the parties' stipulation, IT IS SO ORDERED that Defendant shall have an extension, up to and including November 24, 2025 to respond to Plaintiff's Motion for Summary Judgment.

IT IS SO ORDERED.

Dated: October 28, 2025

  
\_\_\_\_\_  
JEREMY D. PETERSON  
UNITED STATES MAGISTRATE JUDGE